

1 **RICHARD A. SCHONFELD, ESQ.**
2 **Nevada Bar No. 6815**
3 **CHESNOFF & SCHONFELD**
4 **520 South Fourth Street, 2nd Floor**
5 **Las Vegas, Nevada 89101**
6 **Telephone: (702) 84-5563**
7 **rschonfeld@cslawoffice.net**

8 **JOHN BURTON, *Pro Hac Vice***
9 **California Bar No. 86029**
10 **THE LAW OFFICES OF JOHN BURTON**
11 **128 North Fair Oaks Avenue**
12 **Pasadena, California 91103**
13 **Telephone: (626) 449-8300**
14 **jb@johnburtonlaw.com**
15 **Attorneys for Plaintiff, Stacey M. Richards**

16
17
18
19
20
21
22
23
24
25
26
27
28

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

* * * *

STACEY M. RICHARDS,)	
)	
Plaintiff,)	
)	CASE NO. 2:16-CV-1794-JCM-PAL
v.)	
)	
GREG COX, et al.)	
)	
Defendants.)	
)	

STIPULATION AND REQUEST TO EXTEND DISCOVERY
AND OTHER DEADLINES
(3RD REQUEST)

IT IS HEREBY STIPULATED by and between Plaintiff, STACEY M. RICHARDS, by his counsel Richard A. Schonfeld, Esq., of the law offices of Chesnoff & Schonfeld, and John Burton, Esq., of the law offices of John Burton, and Heather B. Zana, Deputy Attorney General, counsel for Defendants, Greg Cox, et al, pursuant to FRCP 26(f) and Local Rule 26-1(e), that the discovery deadline dates and trial of this matter, shall be extended by at least ninety days with the

1 close of Discovery being **May 9, 2018**, subject to this Court's approval:

2 The Parties seek to modify the Scheduling Order to extend the discovery cut-off date and the
3 motion cut-off date. This is necessary in order to effectively proceed with discovery herein.
4

5 1. Plaintiff's Complaint was filed on July 28, 2016;

6 2. Defendants Eric Boardman, Michael Byrne and William Gittere's Answer was filed
7 on September 29, 2016;

8 3. Defendant Michael Fletcher's Answer to Complaint was filed on October 14, 2016;

9 4. Defendants Renee Baker and Greg Cox's Answer to Complaint was filed on
10 November 1, 2016;

11 5. Counsel conducted the required case conference on October 5, 2016. Plaintiff was
12 represented by Richard A. Schonfeld of Chesnoff and Schonfeld and John Burton of the law offices
13 of John Burton. Defendants were represented by Clark B. Leslie, Chief Attorney General;
14

15 6. On November 9, 2016, this Honorable Court entered an Order setting discovery
16 deadlines;
17

18 7. On February 8, 2017, Plaintiff Initial Disclosures were electronically served on
19 Defendant;

20 8. On February 21, 2017, Plaintiff received Defendant's Initial Disclosures;

21 9. Plaintiff served Requests for Production of Documents, First Set of Interrogatories
22 and Request for Admissions to Defendants and Mr. Leslie served Defendant's Requests for
23 Production of Documents and First Set of Interrogatories and Request for Admissions directed to
24 Plaintiff.
25

26 ///
27
28

1 10. The parties had been gathering Plaintiff's medical records which include treatment
2 with multiple providers in both Nevada and California, and therefore it has taken considerable time
3 to compile the records;
4

5 11. The parties have been engaged in dialogue with an eye toward resolving this case.
6 As a result, the parties had a joint call with one of the Plaintiff's surgeons that treated the Plaintiff
7 after the incident in question. The purpose of the call was for the parties to gain insight as to the
8 potential testimony of said witness without the need for a deposition at this time. The parties will
9 continue their dialogue and anticipate attending a mediation;
10

11 12. The following depositions took place on October 23, 2017, in Los Angeles,
12 California:

- 13 1. Detective Daniel Gore; and
14 2. Sgt. Derek Bumgardner.
15

16 13. The following is a list of the current discovery deadlines and the parties' proposed
17 extended deadlines.

Scheduled Event	Current Deadline	Proposed Deadline
Discovery Cut-off	January 9, 2018	May 9, 2018
Amendment of Pleadings and Addition to Parties	October 9, 2017	February 9, 2018
Expert Disclosures pursuant to Fed R. Civ. PP 26(a)(2)	November 7, 2017	March 7, 2018
Rebuttal Expert Disclosures pursuant to Fed R. Civ. PP. 26 (a)(2)	December 7, 2017	April 9, 2018
Interim Status Report	December 7, 2017	April 9, 2018
Dispositive Motions	February 7, 2018	June 7, 2018
Joint Pretrial Order	March 12, 2018	July 12, 2018

1 14. The extension of the discovery deadline will necessitate a new trial date.

2 15. This is the third request for extension of time in this matter.

3 **WHEREFORE**, the parties respectfully request that this Court extend the discovery period
4
5 by one hundred twenty [120] days from the close of current discovery deadlines. Similarly, the
6 parties request that the expert and rebuttal expert deadlines, the dispositive motion and pretrial order
7 deadlines be extended pursuant to the above-referenced schedule.

8 **DATED** this 15th day of November, 2017.

9
10 Respectfully submitted:

11 /s/

RICHARD A. SCHONFELD, ESQ.

Nevada Bar No. 6815

CHESNOFF & SCHONFELD

520 South Fourth Street, 2nd Floor

Las Vegas, Nevada 89101

Telephone: (702) 84-5563

rschonfeld@cslawoffice.net

16
17 /s/

JOHN BURTON, Pro Hac Vice

California Bar No. 86029

THE LAW OFFICES OF JOHN BURTON

128 North Fair Oaks Avenue

Pasadena, California 91103

Telephone: (626) 449-8300

jb@johnburtonlaw.com

Attorneys for Plaintiff, Stacey M. Richards

22
23 /s/

HEATHER B. ZANA

Deputy Attorney General

Bureau of Litigation

Public Safety Division


100 North Carson Street

Carson City, Nevada 89701-4717

Attorneys for Defendants

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25
- 26
- 27
- 28

IT IS SO ORDERED.


THE HONORABLE PEGGY A. LEEN
United States Magistrate Judge